

QAM 1635

PATENTS
#6



CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on July 28, 1999.

Alicia J. Hager
Alicia J. Hager, Reg. No. 44,140

7/28/99
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :

Tsang et al. :

Serial No: 09/185,243 : Group Art Unit: 1635

Filed: November 3, 1998 : Examiner: Not assigned

For: Hyperthermic Inducible Expression Vectors for Gene Therapy and Methods of Use Thereof

Assistant Commissioner for Patents
Washington, DC 20231

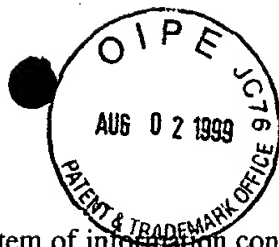
Sir:

AUG 03 1999

**TRANSMITTAL LETTER FOR SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

Transmitted herewith for filing in the above-entitled patent application is an Information Disclosure Statement, in compliance with 37 CFR 1.97, with referenced documents 1 through 7. Documents 1 through 7 were cited in the International Search Report mailed 5/27/99 for the corresponding international application PCT/US98/23387. A copy of the International Search Report is enclosed. Also included is a return postcard.

- [X] The Information Disclosure Statement is being submitted: (a) within three months of the filing date, or (b) before the mailing date of the first Office action on the merits. **Therefore, no fee is due under 37 CFR 1.97(b).**
- [] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement. **Therefore, no fee is due under 37 CFR 1.97(c).**
- [] The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311. Applicant(s)' attorney hereby certifies under 37 CFR



1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in §1.56(c) more than three months prior to the filing of the Statement. **Therefore, no fee is due under 37 CFR 1.97(c).**

Deposit Account Authorization

☐ The Information Disclosure Statement is submitted more than three months after the filing date and after the mailing date of the first Office action on the merits, but, before a final action under § 1.113 or a notice of allowance under § 1.311, without certification under 37 CFR 1.97(e). Therefore, *only if this entry is checked in the left margin*, the **\$240.00** fee set forth in §1.17(p) is authorized below.

☐ The Information Disclosure Statement is submitted after the mailing date of a final action under § 1.113 or a notice of allowance under § 1.311, but before payment of the issue fee.

☐ Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three months prior to the filing of the Statement.

☐ Applicant(s)' attorney hereby certifies under 37 CFR 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in §1.56(c) more than three months prior to the filing of the Statement.

Applicant(s) hereby petition requesting consideration of the Information Disclosure Statement. Therefore, *only if this entry is checked in the left margin*, the **\$240.00** petition fee set forth in § 1.17(i)(1) is authorized below.

☐ Please charge \$_____ to Deposit Account No. _____.

☒ The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 08-1641. This is not, however, an authorization to pay the issue fee. A duplicate of this document is enclosed.

Respectfully submitted, AUG 03 1999

Alicia J. Hager
Agent for Applicants
Reg. No. 44,140

Date: July 28, 1999
Heller Ehrman White & McAuliffe
525 University Avenue
Palo Alto, California 94301-1900
(650) 324-7143